IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION No. 17613 of 2004

Between:

1 Sree Mahaveer Memorial Trust, represented by its Chairman Shah

Seshmal Jain, Indira Gandhi Nagar, Guntur.
2 Sree Mahaveer Memorial Junior College, Guntur, represented by

Shah Seshmal Jain, Chairman, Sree Mahaveer Memorial Trust,

Indira Gandhi Nagar, Guntur.

..... PETITIONERS

AND

1 The Director of Intermediate Education, Government of Andhra

Pradesh, Hyderabad.
2 The Regional Joint Director of Intermediate Education, Government

of Andhra Pradesh, Guntur Region, Guntur.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue appropriate Writ Order or direction more particularly one in the nature of Writ of Mandamus directing the 1st respondent to dispose of the Representation dated 06-08-2004 submitted by the 1st petitioner to the 1st Respondent under Section 24(2) of the A.P. Education Act,1982 praying to record and approve the fact that on 30-11-2003 the 1st petitioner removed Shah Manak Chand Jain from the post of Secretary and Correspondent of the 2nd Petitioner with effect from 30-11-2003 and appointed Shah Sumermal Jain in the said place with effect from 30.11.2003 and Shah

Sumermal Jain is functioning as the Secretary and Correspondent of the 2nd Petitioner from 30-11-2003 with due notice to the 1st Respondent under the letters dated 18-12-2003 and 22-12-2003 respectively sent by the 1st petitioner within 30 days from the date of appointment of Shah Sumermal Jain as the Secretary and Correspondent of the 2nd Petitioner as early as possible within(2) weeks.

Counsel for the Petitioners : Mr.D.V.REDDY

Counsel for the Respondents: G.P. FOR EDUCATION

The Court at the stage of admission, made the following :

ORDER:

Heard the learned counsel for petitioner and the counsel for respondents and both of them agreed for disposal of the writ petition finally at the stage of admission.

By means of this writ petition filed under Article 226 of the Constitution of India, the petitioners seeks writ of Mandamus directing the respondents to dispose of the representation submitted by the first petitioner to first respondent under Section 24(2) of the A.P. Education Act, 1982.

The case of the petitioners is that the Chairman and President of the first petitioner Trust addressed letters dated 18.12.2003 and 22.12.2003 to the authorities concerned about the removal of Sri Shah Manak Chand as Secretary and Correspondent of the second petitioner College with effect from 30.11.2003 for certain irregularities in carrying the administration of the College and also the appointment of Sri Shah Sumermal Jain as Secretary and Correspondent of the said College with effect from 30.11.2003. It is also stated that petitioners submitted a letter to the District Vocational Educational Officer, Guntur in May 2004 and also to the Regional Joint Director, Intermediate Education, Guntur informing about the same. Later on, petitioners made the present representation dated 6.8.2004 to the first respondent for approval of the Correspondent, and since the same was not evoked any response, the present writ petition is filed.

Having regard to the fact that the first respondent, in view of Section 24 (2) of the A.P. Education Act, 1982, is under obligation to approve the appointment made to the post of Correspondent by the Management, the writ petition is disposed of directing the first respondent to consider the representation made by the petitioners dated 6.8.2004 and dispose of the same by passing appropriate orders thereon by duly intimating the same to the petitioners within a period of two months from the date of receipt of a copy of this order. No costs.

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A.GOPAL REDDY, J

Date: 30.9.2004

DA

To

1 The Director of Intermediate Education, Government of Andhra Pradesh, Hyderabad.

2 The Regional Joint Director of Intermediate Education, Government of Andhra Pradesh, Guntur Region, Guntur.

3 Two CCs to the G.P. for Education, High Court Buildings, Hyderabad.

4 Two CD copies.